IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 14TH FEBRUARY 2007 / 25TH MAGHA 1928

Bail Appl..No. 889 of 2007()

CC.1953/2002 of CHIEF JUDL.MAGISTRATE, ERNAKULAM

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: PETITIONERS/ACCUSED 3 & 4

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1. RAZIM AHAMMED USMAN,
M/S.AL-RAZ EXPORTS, VII/382, 3RD FLOOR,
DARUSALEM, KOCHI-2.

2. SUHARA AHAMED RAZIM, W/O.RAZIM AHAMED
USMAN, M/S.AL-RAZ EXPORTS, VII/382, 3RD FLOOR,
DARUSALEM, KOCHI-2.

BY ADV. SRI.V.M.KURIAN
SRI.MATHEW B. KURIAN
SRI.K.T.THOMAS
SMT.TULASI PANICKER

RESPONDENT: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO.889 OF 2007

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DATED THIS THE 14th DAY OF FEBRUARY, 2007

O R D E R

Petitioners who are husband and wife and accused Nos.3 and 4 in Crime No.583/97 of Central Police Station, Ernakulam for offences punishable under sections 419, 467, 471, 420 and 120B read with section 34 IPC, seek anticipatory bail.

2. Admittedly, consequent on the non-appearance of the petitioner in C.C.No.1953/02 on the file of the C.J.M., Ernakulam, non-bailable warrants of arrest are pending against the petitioners. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioners should not surrender before the Magistrate and seek regular bail. Accordingly, if the petitioners surrender before the C.J.M., Ernakulam and file an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed, after examining the explanation offered by the petitioners for their previous non-appearance.

This application is disposed of as above.

V.RAMKUMAR, JUDGE

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